

REMARKS

Claims 1, 10, 19, 28, 40 have been amended. Support for the amendment of Claims 1, 10, 19, 28, 40 appears in the specification at least at page 7, lines 1-8; page 16, lines 6-21; and page 24, lines 11-15.

The headings below are numbered to correspond with the heading numbering used by the Examiner in the Office Action.

3-12) Claims 1, 3-4, 6-9, 11-13, 15-19, 21-22, 24-28, 30, 33-34, 36, 38-40, 42, 45-46, 48, 50-51 are patentable over Britton et al. (6,654,814) in view of Kim (6,546,002).

Regarding Claim 1, the Examiner states:

... Britton discloses a format management method for transferring and converting, over a network, **a profile of a first specific format**, to a second related format with respect to a receiving computer-based device, **so that the receiving computer-based device will have a substantially similar operating environment to that associated with said profile**, said method comprising:

...
b. identifying via said software module a first directive file, comprising said profile of said first specific format, located on a remote storage device, **said profile comprising application settings, files, and other data** (col. 10, line 49-col. 11, line 61: **retrieving user preferences which contain preferences for content** such as the display of images, formatting preferences such as fonts, limiting displays to an initial screen) (Office Action, pages 2-3, emphasis added.)

Thus, the Examiner asserts that **the application settings, files and other data are user preferences for content.**

Accordingly, the Examiner has failed to callout where Britton et al. teaches or suggest:

A format management method for transferring and converting, over a network, a profile of a first specific format, to a second related format with respect to a receiving computer-based device, so that the receiving computer-based device will have a

substantially similar operating environment to that associated with said profile, said method comprising:

- a. downloading a software module onto said receiving computer-based device;
- b. identifying via said software module a first directive file, comprising said profile of said first specific format, located on a remote storage device, **said profile comprising application settings, files, and other data associated with an operating environment of a first computer-based device;**
- c. checking if a platform of said receiving computer-based device supports said first specific format associated with said first directive file, and if said receiving computer-based device requires a second related format;
- d. converting said first directive file of said first specific format to a second directive file of said second related format compatible with said receiving computer-based device;
- e. receiving said second directive file of said second related format, compatible with said receiving computer-based device, from said remote storage device to said receiving computer-based device, and
said second directive file of said second related format comprising of application settings, files, and other data is installed on said receiving computer-based device **such that said receiving computer-based device has a substantially similar operating environment to said operating environment of said first computer-based device associated with said profile,**

as recited in amended Claim 1, emphasis added.

Kim does not cure this deficiency in Britton et al. Specifically, as noted by the Examiner, Kim teaches:

The present invention provides a system and method for **using a mobile interface agent to dynamically access** programs, applications, bookmarked URLs, IP addresses, telephone numbers, television channels, radio stations, user profiles, and the like that are specific to a user via any computer type device. **The mobile interface agent can be accessible** using any computer from any geographical location so long as the computer can be connected to a network. **The mobile interface agent is basically an agent that allows the user to access** documents, files, programs, applications, URL bookmarks, IP addresses, telephone numbers, television channels, radio stations, and other menu items from any computer. (Abstract, emphasis added.)

Thus, Kim teaches that the mobile interface agent itself is used to access the "user profile, application and data". However, the Examiner has failed to callout where Kim teaches or suggests "... said second directive file of said second related format comprising of application settings, files, and other data is installed on said receiving computer-based device **such that said receiving computer-based device has a substantially similar operating environment to said operating environment of said first computer-based device associated with said profile**" as recited in amended Claim 1, emphasis added.

Further, Applicants respectfully submit that one of skill in the art would have no motivation to combine Britton et al. with Kim as asserted by the Examiner as Britton et al. is directed to "policies which control the distribution of tailoring functions" (Col. 3, lines 40-41) while Kim is directed to "a mobile interface agent that can be used to dynamically access resources stored either locally in the computer device or across a network" (col. 1, lines 10-12).

For at least the above reasons, Claim 1 is allowable over Britton et al. in view of Kim. Claims 3-4, 6-9, which depend from Claim 1, are allowable for at least the same reasons as Claim 1.

Claims 10, 19, 28, and 40 are allowable over Britton et al. in view of Kim for reasons similar to Claim 1. Claims 11-13, 15-18, which depend from Claim 10, are allowable for at least the same reasons as Claim 10. Claims 21-22, 24-27, which depend from Claim 19, are allowable for at least the same reasons as Claim 19. Claims 30, 33-34, 36, 38-39, which depend from Claim 28, are allowable for at least the same reasons as Claim 28. Claims 42, 45-46, 48, 50-51, which depend from Claim 40, are allowable for at least the same reasons as Claim 40.

For the above reasons, Applicants respectfully request reconsideration and withdrawal of this rejection.

13-18) Claims 2, 5, 10-11, 14, 20, 23, 29, 31-32, 35, 41, 43, 44 and 47 are patentable over Britton et al., Kim and further in view of Daswani et al. (6,477,565).

As set forth above, Claims 1, 10, 19, 28, and 40 are allowable over Britton et al. in view of Kim. Claims 2, 5, Claims 11, 14, Claims 20, 23, Claims 29, 31-32, 35, Claims 41, 43, 44 and 47, which depend from Claims 1, 10, 19, 28, and 40, respectively, are allowable over Britton et al. in view of Kim for at least the same reason as Claims 1, 10, 19, 28, and 40.

Daswani et al. does not cure the previously described deficiencies in Britton et al. and Kim. Accordingly, Claims 2, 5, 10-11, 14, 20, 23, 29, 31-32, 35, 41, 43, 44 and 47 are allowable over Britton et al., Kim and further in view of Daswani et al.

For the above reasons, Applicants respectfully request reconsideration and withdrawal of this rejection.

19-20) Claims 37 and 49 are patentable over Britton et al., Kim and further in view of Box.

As set forth above, Claims 28 and 40 are allowable over Britton et al. in view of Kim. Claims 37 and 49, which depend from Claims 28 and 40, respectively, are allowable over Britton et al. in view of Kim for at least the same reason as Claims 28 and 40.

Box does not cure the previously described deficiencies in Britton et al. and Kim. Accordingly, Claims 37 and 49 are allowable over Britton et al., Kim and further in view of Box.

For the above reasons, Applicants respectfully request reconsideration and withdrawal of this rejection.

As to 37 C.F.R. § 1.116.

All claim amendments herein are for purposes of clarity and thus unrelated to patentability. Further, the claim amendments do not raise new issues or require a new search.

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Amdt. dated July 8, 2005
Reply to Office Action of April 8, 2005

AFTER FINAL -
EXPEDITED PROCEDURE

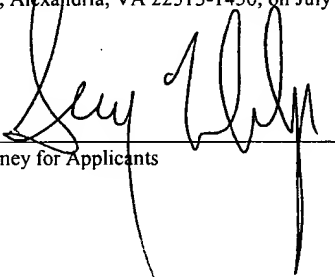
Thus, this Amendment is entitled to entry pursuant to 37 C.F.R.
§ 1.116.

CONCLUSION

Claims 1-51 are pending in the application. For the foregoing reasons, Applicants respectfully request allowance of all pending claims. If the Examiner has any questions relating to the above, the Examiner is respectfully requested to telephone the undersigned Attorney for Applicant(s).

CERTIFICATE OF MAILING

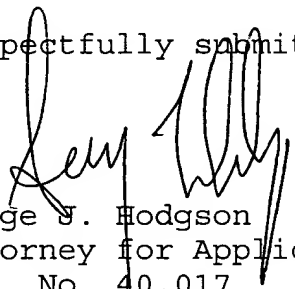
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 8, 2005.



Attorney for Applicants

July 8, 2005
Date of Signature

Respectfully submitted,


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